

06/11/99



JCS15 U.S. PTO

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PATENT  
ATTY. DOCKET: 6-1032-041

BOX PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231



**NEW APPLICATION TRANSMITTAL**

Transmitted herewith for filing is the patent application of:

Inventors: Johan THEVELEIN, Marie-Francoise GORWA, Patrick VAN DIJCK,  
Francoise DUMORTIER, Aloys TEUNISSEN, Katleen LEMAIRE, Didier COLAVIZZA,  
Matthias VERSELE and Annie LOIEZ

For: NEW STRAINS "fil", STRESS-RESISTANT UNDER FERMENTATION AND/OR  
GROWTH CONDITIONS

1. **TYPE OF APPLICATION**

This new application is for a(n):

☒ Original  
☐ Design

☐ Divisional  
☐ Continuation  
☐ Continuation-in-part (CIP)

of Serial No. 0 / \_\_\_\_\_, filed \_\_\_\_\_, by \_\_\_\_\_,  
entitled \_\_\_\_\_

and is incorporated herein by reference.

2. **BENEFIT OF PRIOR U.S. APPLICATION(S) (35 USC 120)**

☐ The new application being transmitted claims the benefit of prior U.S.  
application(s). Amend the specification by inserting before the first line the  
sentence: This is a ☐ continuation, ☐ continuation-in-part, ☐ divisional of co-  
pending application Serial No. 0 / \_\_\_\_\_, filed on \_\_\_\_\_, entitled \_\_\_\_\_

**CERTIFICATION UNDER 37 C.F.R. 1.10**

I hereby certify that this New Application Transmittal and the documents referred to as enclosed herein are being  
deposited with the United States Postal Service on this date June 11, 1999 in an envelope as "Express Mail Post Office to  
Addressee", Mailing Label Number EJ874565911US addressed to: Box Patent Application, Assistant Commissioner for Patents,  
Washington, D.C. 20231.

Dated: June 11, 1999

Kethlyn Conrad

3. **PAPERS ENCLOSED WHICH ARE REQUIRED FOR FILING DATE UNDER 37 CFR 1.53(b) (REGULAR) OR 37 CFR 1.153 (DESIGN) APPLICATION**

65 Pages of specification  
5 Pages of claims (41 Claims)  
1 Page of Abstract  
12 Sheets of drawings

☒ formal  
☐ informal

4. **ADDITIONAL PAPERS ENCLOSED**

- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representative
- ☐ Special Comments
- ☐ Verified Statement(s)
- ☐ Other

5. **DECLARATION OR OATH**

- ☒ Enclosed - (check all applicable boxes)
- ☒ executed by
  - ☐ unexecuted by
  - ☒ inventors
  - ☐ legal representative of inventor 37 CFR 1.42 or 1.43
  - ☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.
  - ☐ This is the petition required by 37 CFR 1.47 and the statement required by 37 CFR is also attached.  
*See item 13 below for fee.*
  - ☐ Not Enclosed.
  - ☐ Application is made by a person authorized under 37 CFR 1.41(c) on behalf of *all the above named inventors*. (The declaration or oath, along with the surcharge required by 37 CFR 1.16(e) can be filed subsequently).
  - ☐ Showing that the filing is authorized. (Not required unless called into questions 37 CFR 1.41d).

6. **INVENTORSHIP STATEMENT**

The inventorship for all the claims in this application are:

☐ The same.

7. **LANGUAGE**

☒ English

## 8. ASSIGNMENT

☐ An assignment of the invention to: **LESAFFRE et Cie**

☒ is attached

☐ will follow.

## 9. CERTIFIED COPY

Certified copy(ies) of application(s)

Country France Application No. FR 98 07463 Filed: 12 June 1998  
from which priority is claimed

☒ is(are) attached  
☐ will follow

## 10. FEE CALCULATION (37 CFR 1.16)

A. ☒ Regular application

## CLAIMS AS FILED

Number filed			Number Extra		Rate	Basic Fee \$760.00
Total Claims	41	- 20 =	21	x	\$18	\$378.00
Independent Claims	14	- 3 =	11	x	\$78	\$858.00
Multiple dependent claim(s), if any (37 CFR 1.16(d))			None		\$260	\$0.00

- ☐ Amendment canceling extra claims enclosed.  
☐ Amendment deleting multiple dependencies enclosed.  
☐ Fee for extra claims is not being paid at this time.

FILING FEE CALCULATION: \$1,996.00

B. ☐ Design Application

(\$320.00-37 CFR 1.16(f))

Filing fee Calculation

\$ \_\_\_\_\_

## 11. SMALL ENTITY STATEMENT(S)

☐ Verified Statement(s) that this is a filing by a small entity under 37 CFR 1.9 and 1.27 is(are) attached.

Filing Fee Calculation (50% of A or B above)

\$ \_\_\_\_\_

12. **REQUEST FOR INTERNATIONAL-TYPE SEARCH (37 CFR 1.104(d))**

☐ Please prepare an international-type search report for this application at the time when national examination on the merits takes place.

13. **FEE PAYMENT BEING MADE AT THIS TIME**

☐ Not Enclosed

☐ No filing fee is to be paid at this time. *(This and the surcharge required by 37 CFR can be paid subsequently.)*

☒ Enclosed

☐ basic filing fee..... \$1,996.00

**TOTAL FEES ENCLOSED**

\$1,996.00

14. **AUTHORIZATION/METHOD OF PAYMENT OF FEES**

☐ Check in the amount of \$\_\_\_\_\_.

☒ The Commissioner is hereby authorized to charge the amount of \$1,996.00 to Deposit Account No. 08-1650. A duplicate of this transmittal is attached.

15. **AUTHORIZATION TO CHARGE ADDITIONAL FEES**

☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 08-1650.

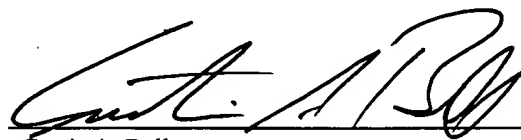
☒ 37 CFR 1.16(a), (f) or (g) (filing fees)

☒ 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)

16. **INSTRUCTIONS AS TO OVERPAYMENT**

☒ Credit Account No. 08-1650.  
☐ Refund

Dated: JUNE 11, 1999

  
Curtis A. Bell  
Reg. No. 36,742

**HENDERSON & STURM**  
206 Sixth Avenue, Suite 1213  
Des Moines, Iowa 50309-4076  
Telephone No. (515) 288-9859  
Telefax No. (515) 288-4860

☒ **Statement Where No Further Pages Added**  
☒ This transmittal ends with this page.